

# COMMISSION ON CRIMINAL AND JUVENILE JUSTICE

## MINUTES

<b>Committee:</b>	<b>CCJJ COMMISSION</b>
-------------------	------------------------

<b>Date:</b>	Thursday, October 23, 2008	<b>Time:</b>	8:00 am-4:00pm	<b>Place:</b>	Miller Public Safety Education/Training Center
--------------	----------------------------	--------------	----------------	---------------	--

<b>Members Present:</b>	Dan Becker, Paul Boyden (for Lohra Miller), Clark Harms, Gary Jorgensen, Judge Elizabeth Lindsley, Dan Maldonado, Holly Martak, Stan Parrish, Tom Patterson, Mark Payne, Reed Richards, Attorney General Mark Shurtleff, Greg Skordas, Rich Townsend
<b>Members Excused:</b>	Judge Judith Atherton, Senator Greg Bell, Kay Cornaby, Representative Eric Hutchings, Chief Mike Larsen, Carol Lear, Richard McKelvie, Sheriff Lynn Nelson
<b>Guests:</b>	Camille Anthony, Phil Bates, Erin Becker, Wade Faraway, Audrey Hickert, Esther Chelsea-McCarty, Moises Prospero, Scott Reed, Mike Tanana, Kirk Torgensen
<b>Staff:</b>	Mary Lou Emerson, Reg Garff, Ron Gordon, Jennifer Hemenway, Jo Lynn Kruse, Chris Mitchell, Cuong Nguyen, Ben Peterson, Ned Searle, Briant Smith, Monica Taylor, Russ Van Vleet, Dave Walsh, Doreen Weyland, Bob Yeates, Richard Ziebarth

<b>Agenda Item:</b>	<b>Welcome and Approval of Minutes</b>
Notes:	<p>Stan Parrish welcomed all present.</p> <p><b>Motion:</b> Tom Patterson made a motion to approve the meeting minutes of August 14, 2008. The motion was seconded by Holly Martak and passed unanimously.</p>

<b>Agenda Item:</b>	<b>Performance Audit Response</b>
Notes:	<p>Chris Mitchell reported last year the state auditor requested staff members to do performance measurement auditing and CCJJ and the Department of Corrections were the first to go through this process. She said CCJJ received the audit report in the early spring and have worked steadily since then to deal with issues the auditors found in the performance measurement system. A number of problems were found in the system and the auditors made suggestions. Chris also reported one of the issues found was the lack of consistency in the measures reported on the annual budget submissions and scorecards; originally the Governor's Office did not want these to be the same, but do now. She noted this issue has been resolved. Chris also said another suggestion made was to have measures for all statutorily determined objectives; the statute was carefully reviewed and the goals and objectives were modified. Another area they felt CCJJ should focus more on was results oriented measures; there were a number of areas that were lacking in effectiveness and outcome measures. They have been revised and now about two-thirds of the measures are either effectiveness or cost efficiency measures. Chris stated promoting coordination and philosophical agreement is one of the areas they are having a tough time measuring; surveys have been created and will be sent out to Commission members to help with this measure. Ensuring accuracy was an area with deficiencies, a measure would be reported but no one was going back and rechecking for accuracy. It was recommended that CCJJ create a process for independent accuracy</p>

	checking. Chris reviewed the performance measures for FY 2009.
<b>Agenda Item:</b>	<b>Technology Project Update</b>
Notes:	Mike Sadler did a demonstration of the e-warrant, gang and UCIJIS systems. Jennifer Hemenway reported these projects are cooperative efforts between many agencies and represent thousands of dollars of work and negotiations.
<b>Agenda Item:</b>	<b>Annual Plan</b>
Notes:	Chris Mitchell reported a copy of the annual plan could be found in the meeting materials and reviewed the goals and objectives, which CCJJ staff will be working on this year. Some of the goals CCJJ will be working on include; promote effective juvenile justice; develop a strategy to address issues surrounding mentally ill offenders; increase services for victims of domestic violence; coordinate the implementation of the Drug Offender Reform Act (DORA), promote criminal justice information sharing; assist in continued efforts on a statewide implementation plan for Adam Walsh; oversee the initial implementation of the Judicial Performance Evaluation Commission (JPEC); improve the sentencing process; coordinate efforts to reduce substance abuse; and evaluate the effectiveness of CCJJ's role in extraditions.
<b>Agenda Item:</b>	<b>Criminal Justice Center Update</b>
Notes:	Camille Anthony reported the Utah Criminal Justice Center is heading in a very exciting direction. She said Russ Van Vleet is retiring from his faculty position at the Graduate School of Social Work in July of 2009 and Dr. Moises Prospero will now be the faculty director for the Graduate School of Social Work. Camille said they have a strategic plan for the Center and want to attract multi-disciplinary faculty to get a master's level criminal justice program at the University of Utah. She noted the Center continues to look for funding and also recognized their partners.
<b>Agenda Item:</b>	<b>Research Projects Update</b>
Notes:	<p>Staff from the Criminal Justice Center gave reports on the following projects: juvenile drug court, Drug Offender Reform Act pilot project, jail as a condition of felony probation, and sentencing inflation.</p> <p><b>Motion:</b> Greg Skordas made a motion to have the DORA pilot project presented in more detail at the next Commission meeting on December 11<sup>th</sup>. The motion was seconded by Tom Patterson and passed unanimously.</p>
<b>Agenda Item:</b>	<b>CCJJ Annual Awards</b>
Notes:	CCJJ annual awards were given to Russell Van Vleet and Iris Ellen Hemenway for their numerous contributions to the criminal justice system.
<b>Agenda Item:</b>	<b>Open Meetings Act</b>
Notes:	Scott Reed conducted training on the Open Meetings Act and noted the Commission is required to have this training annually.
<b>Agenda Item:</b>	<b>Legislative Update</b>
Notes:	Doreen Weyland provided a report from the 2008 Legislative Interim Committees including draft bills, a summary of the Immigration S.B. 81 meetings, and topics of

	interest discussed in the committees with potential of having bills drafted for the 2009 Session. The Interim Committee notes have been included on CCJJ's web page. The Commission voted to approve the adjusted meeting schedule for the Executive Committees' legislative meetings if Amendment C passes.
--	--

<b>Agenda Item:</b>	<b>Title II Grant Recommendations</b>
Notes:	<p>Reg Garff reported the Board of Juvenile Justice (UBJJ) released a Title II RFP for \$290,600. The grant applications were reviewed and scored individually by members of the UBJJ. The Board then met as a whole to consider project funding. Reg reviewed the Title II grant funding recommendations. The Board recommends funding two of the five new project applicants and there is a residual balance of \$174,420. Reg said the Board would like to release a second RFP for this funding targeting Four Corners, Weber and Summit counties, as well as tribal organizations.</p> <p><b>Motion:</b> Dan Becker made a motion to approve funding the two projects recommended by the UBJJ and to put the remaining funds out on a RFP targeting Four Corners, Weber and Summit counties and tribal organizations. The motion was seconded by Attorney General Mark Shurtleff and passed unanimously.</p>

<b>Agenda Item:</b>	<b>Budget Update</b>
Notes:	Dave Walsh reported during the special session there was approximately \$350 million in reductions made and further reductions could be made during the 2009 general session. He said in the initial cuts most agencies reduced their budgets by four percent with some backfill of one-time money.

<b>Agenda Item:</b>	<b>Proposed Dating Violence Statute</b>
Notes:	<p>Ned Searle reported they will be running the same Dating Violence bill this year for the fourth time and the bill will be sponsored by Senator Gregory Bell and Representative David Litvack. He said in the bill the age has been changed from 16 to 18 years old to alleviate concerns legislators have had previously.</p> <p><b>Motion:</b> Reed Richards made a motion to support the Dating Violence legislation. The motion was seconded by Greg Skordas and passed unanimously.</p>

<b>Agenda Item:</b>	<b>Meth Task Force Grant Approval/DUI Annual Report Approval</b>
Notes:	<p>Mary Lou Emerson reported before the sunset of the Meth Task Force a Drug-Exposed Newborns Subcommittee was created. This subcommittee started out looking at meth and has expanded to include alcohol and all other drugs, focusing on women who are pregnant or of child bearing age. She said this Subcommittee would like to collaborate with the Fetal Alcohol Coalition and create a campaign to generate awareness on the dangers of alcohol abuse during pregnancy. The money for this campaign would come from funds the Public Awareness Subcommittee does not need and would be a total of \$12,000.</p> <p><b>Motion:</b> Attorney General Mark Shurtleff made a motion to approve awarding the Utah Department of Health \$12,000 to create an "Alcohol and Pregnancy Don't Mix"</p>

	<p>campaign. The motion was seconded by Dan Becker and passed unanimously.</p> <p>Mary Lou reported a copy of the draft executive summary of the DUI report could be found in their meeting materials. She reviewed the report recommendations and said the report will be presented to the Legislature in November.</p> <p><b>Motion:</b> Paul Boyden made a motion to approve the Sixth Annual DUI Report to the Utah Legislature. The motion was seconded by Dan Becker and passed unanimously.</p>
--	--

<b>Agenda Item:</b>	<b>Other</b>
Notes:	<p>Richard Ziebarth reported a statewide plan to address prescription drug abuse in Utah is being created and one thing that was decided early on in the process is the need for a dedicated prescription drug abuse prosecutor. He said Rocky Mountain High Intensity Drug Trafficking Program has been involved and has offered some funding to pay for this position for at least a 12 month period. Richard stated because the program will need to get approval from their board, some of the funding may not become available. Richard would like to get pre-approval from the Commission to search for and apply JAG funding to the prosecutor position should it become necessary.</p> <p><b>Motion:</b> Gary Jorgensen made a motion to support searching for funding, if needed, to hire a prosecutor for prescription drug abuse cases. The motion was seconded by Clark Harms and passed unanimously.</p>

**The next Commission Meeting is scheduled for Thursday, December 11, 2008 from 12:00 p.m. to 2:00 p.m., in the Copper Room, East Capitol Building (1<sup>st</sup> floor).**